

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 18 2006

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 18 2006

The applicant **JOHN AITKENS** hereby make application for permission to change the
POINT OF DIVERSION PLACE OF USE OF A PORTION of water heretofore appropriated
under **PERMIT # 62670**

1. The source of water is **UNDERGROUND USE (FAN)**
2. The amount of water to be changed **1.0 AFA .01 CFS**
3. The water to be used for **COMMERCIAL AND DOMESTIC**
4. The water heretofore permitted for **COMMERCIAL AND DOMESTIC**
5. The water is to be diverted at the following point **WITHIN THE SE¼ OF THE SW¼ OF SECTION 34, T.19S., R.53E., M.D.B.&M., NYE COUNTY, NEVADA AT A POINT FROM WHICH THE S¼ CORNER OF SAID SECTION 34 BEARS S 72° 14' 30" E A DISTANCE OF 903.38' FEET.**
6. The existing permitted point of diversion is located within **THE SE¼ OF THE SW¼ OF SECTION 12, T.20S., R.53E., M.D.B.&M., NYE COUNTY, NEVADA OR AT A POINT FROM WHICH THE SW CORNER OF SAID SECTION 12 BEARS S 82° 46' 29" W A DISTANCE OF 2112.83 FEET. MAP A.O.F. AS PERMIT # 62670 FILED MARCH 17, 1997 AT THE D.W.R. CARSON CITY, NEVADA**
7. Proposed place of use **WITHIN THE SE¼ OF THE SW¼ OF SECTION 34, T.19S., R.53E., M.D.B.&M., NYE COUNTY, NEVADA KNOWN AS A.P.N. # 29-601-28 AND 29-601-27 BEING PARCEL'S 1 & 2 OF PARCEL MAP DOC # 58619 DATED 3-11-1982 RECORDED IN THE NYE COUNTY RECORDERS OFFICE, NYE COUNTY, NEVADA**
8. Existing place of use **BEING A PORTION OF THE SE¼ OF THE SW¼ OF SECTION 12, T.20S., R.53E., M.D.B.&M., NYE COUNTY, NEVADA AND BEING LOT-177 OF GREEN VALLEY ESTATES NO. 20006, NYE COUNTY RECORDS AND CONTAINING 2.31 ACRES± MAP A.O.F. AS PERMIT # 62670 FILED MARCH 17, 1997 AT THE D.W.R. CARSON CITY, NEVADA**
9. Use will be from **JANUARY 1ST to DECEMBER 31ST** of each year.
10. Use was permitted from **JANUARY 1ST to DECEMBER 31ST** of each year.
11. Description of proposed works **EXISTING 8" WELL CASING, SUBMURGIBLE PUMP, PRESURE TANK'S, DISTRIBUTION SYSTEM AND PROP. TOTALIZING METER**
12. Estimated cost of works **\$ 100.⁰⁰**
13. Estimated time required to construct works **1 - YEAR, SAME AS ITEM # 11 AND PROPOSED TOTALIZING METER**

74310

14. Estimated time required to complete the application of water to beneficial use **5 - YEARS**

15. Remarks: **THIS WATER SYSTEM WILL PROVIDE WATER TO A 4600 SF. BUILDING WHICH WILL CONSIST OF A RESIDENCE (INSIDE) STORAGE FACILITY, AND OFFICE FOR A TRAILER SALES. SEE ATTACHED FIXTURE COUNT.**

By **RONNIE M. PHILLIPS**
s/Ronnie M. Phillips
1240 E. STATE STREET, SUITE #101
PAHRUMP, NEVADA 89048

Compared sg/ag lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 62670 is issued subject to the terms and conditions imposed in said Permit 62670 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 74310 is issued for commercial water service to the parcel identified by Nye County as APN 29-601-27 & APN 29-601-28.
(Continued on Page 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.005 cubic feet per second, but not to exceed 0.5 acre-feet annually.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

April 24, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

April 24, 2010

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,
this 24 day of April, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____
Proof of beneficial use filed _____
Cultural map filed N/A _____
Certificate No. _____ Issued _____